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PLAINTIFFS

DEFENDANTS

Victor W. Rabon

Trans World Airlines, Inc.  
A Delaware Corporation

CAUSE

due  
Personal Injury to inflight negligence

ATTORNEYS

\*C. Rabon Martin  
Jay C. Baker  
Baker, Baker & Martin  
912 Mayo Building  
Tulsa, Oklahoma 74103

John H. Tucker  
Bert M. Jones  
2900 Fourth National Bank  
Tulsa, Okla. 74119  
582-1173

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HERE  
IF CASE WAS  
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DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED

JS-5 5-1-76

JS-6 11-1-79

DATE	NR.	PROCEEDINGS
4-20-76	1	Complaint filed. Summons Issued.t
5-3		Summons, ret. & filed: served Trans World Airlines, Inc. by serving Reg. Service Agt., The Corporation Co., Ok. City, Ok. on 4-22-76. (USM \$4.00)g
5-12	2	Application for Extension of Time to answer, filed.t
5-12	3	Order, filed, granted 15 day Ext. to the 27th of May to answer. (JCS-CC)t cpy mld. to C. Rabon Martin.
5-27	4	Defendant's motion and brief for more definite statement, filed.s
5-28	MO	It is ordered by the Court that the Pltf has 10 days to respond to Deft's. motion for more definite statement. (AEB-J)s ltr mld.s
6-7	5.	Pltf's brief in response to deft's mot. for more definite statement, filed.k
6-7	MO:	Case referred to Mag. Bradford for findings and recommendations on deft's motion for more definite statement. (AEB-J)k
9-15	6	Pltf's interrogatories to defendant, filed.s
9-15	7	Pltf's request for admissions of fact and genuineness of exhibits, filed.s
9-30	MO	Case called for hearing before Mag. on deft's motion for more definite statement on 11-17-76 at 9:30 a.m. (MLB-Mag)s ntc by KT
10-1	8.	Pltf's request for production of documents, filed.s
10-1	9.	Pltf's response to objections to interrogatories, filed.s
10-1	10.	Deft's objections to interrogatories and brief in support thereof, filed.s
10-14	11.	Deft's application for ext. of time till 11-16-76 to object to or ans. interrgs. and object or respond to request for admissions, filed.s O to J
10-18	12	Order, filed, granting deft. until 11-16-76 to object to and/or ans. Interrgs. and to Req. for Adms. (AEB-J)g cp mld.
11-17	MO	Case called for hrg. before Mag. on deft's motion for more definite statement. Mag. recommends deft's mot be overruled. Magistrate to prepare formal order and F & R in 5 days.s (MLB-Mag) Parties not present & not represented.
11-22	13	Findings & Recommendations of Mag., filed. Recommends that deft's mot for more definite statement be overruled. (MLB-Mag)k cps mld
11-23	14	Deft's application for ext. of time to 12-13-76 to obj. or ans. interrgs. and obj. or respond to req. for admissions of fact, filed.s O to J
11-29	15	Order, filed, granting deft. until 12-13-76 to object and/or ans. the interrogatories and object to and/or respond to the request for admissions submitted by pltf.s (AEB-J) cps. mld.
12-7	16	Order, filed, that the mot. of deft. for more definite statement is overruled.s (AEB-J) cps. mld.
12-17	17.	Response of def. to request for admissions of fact and genuiness of exhibits, with objections to some, filed. rm
12-17	18.	Memo. in support of defs. objs. to request for admissions, filed.rm
1-18-77	MO	Case set for disposition on 2-1-77 at 10:30 a.m. for failure of deft. to answer.s (AEB-J) ntc. by cert. ml.

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-C-175-DC
Vict or W. Rabon		Trans World Airlines	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1977			
2- 1		Case called for disposition for failure of deflt. to answer. Deflt. rep. & presents answer & Ct. grants permission to file out of time at no objection of Pltf. (AEB-J)b	
2-1	19.	Answer of Deflt., filed. b	
3-1	20	Deflt. answers to interrog. fld. ho	
3-10	21	Pltf motion to require answers to interrog. and combined brief. fld ho	
3-11	MO	It is ordered by the Court that the deflt. is granted 10 days to respond to pltf's mot. to require answers to interros. (AEB-J)k cps mld	
3-25	22.	Response to mot. to require answers to interros., fld. by Deflt. v	
4-4	23	Deflt. supplemental answers to interrog. fld. ho	
5-2	--	Deposition of Victor Rabon taken on 4-20-77 before Patricia Walker, CSR & Notary Public, filed. njb	
5-11	MO:	Case referred to Magistrate Robert S. Rizley for Findings and Recommendations on all motions. (AEB-J) njb	
5-20	MO:	Case set for hearing on Pltf's motion to require answer to interrogatories on 5-31-77, at 10:00 A.M. (RSR-Mag)b nts mld	
5-31	Min	Hrg. on Pltf's motion to require answers to interros. passed to 6-10-77 at 4:30 p.m. (RSR-Mag)k ntc by KT	
6-10	MO	Hrg. before Mag. stricken upon advice of counsel that pltf's mot. to require answers to interros. is moot, deflt. having furnished answers to said interros. (RSR-Mag)k	
8-5		Depo. of Ann Hunt taken on behalf of Pltf. on 6-30-77 in Los Angeles, before Maryann arnerich, CSR. fld. ho	
8-5		Depo. of Judith Parker taken on behalf of Pltf. on 6-30-77 in Los Angeles, before Maryann Arnerich, CSR fld. ho	
8-5		Depo. of Nancy Millman taken on behalf of Pltf. on 6-30-77 in Los Angeles, before Maryann Arnerich, CSR fld. ho	
8-5		Depo. of Dianne Christman taken on behalf of Pltf. on 6-30-77 in Los Angeles, before Maryann Arnerich, CSR fld. ho	
8-22	24	Pltf. request for the production of documents. fld. ho	
9-2	25.	Pltf's interros. to deflt's employee, filed. lm	
9-7	26	Deflt. supplemental ans. to interrog. fld. ho	
9-7	27	Deflt. response to request for the production of documents. fld. ho	
9-7	28	Deflt. objection to Pltfs. interrog. to Defts. employee. fld. ho	
9-7	29	Deflt. brief in supp. of obj. to Pltfs. interrog. to Defts. employee. fld. ho	
9-12	30	Pltf's supplemental interros. to deflt., filed.k	
9-14	MO	Parties are directed to hold a pre-trial conf. on or before 10-27-77 & file a pre-trial order on or before 11-3-77. (AEB-J) cps mld. ho	
9-26	--	Deposition of Thomas Vance Brown, taken on behalf of the pltf. on 8-10-77 before Donald R. Lindquist, C.S.R., w/ costs of \$55.50, fld.k	
10-6	31	Pltf. additional interrog. and request for the production of documents. fld. ho	
10-19	Depo.	Depo. of Fred Sexton White taken on 9-27-77 before Evelyn E. Rutherford, CSR, w/ costs of \$66.00 pd. by Pltf., fld. v	
10-21	32	Deflt. appl. for ext. of time to ans. interrog. fld. ho 0 to J.	
10-26	33	Order, filed, granting deflt. until 11-20-77 to respond to pltf's Interros. & Request for Admissions. (AEB-J)k cps mld to movant	

## CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1977			
11-21	34	Deft. ans. to additional interrog. fld. ho	
1978			
1-13	MO	Case set for disposition on 2-1-78 at 10:00 a.m. for failure of parties to file pre-trial order. (AEB-J)k cps by cert ml	
1-27	35	Pltf's motion for order compelling discovery, filed.k	
1-27	MO	Deft. is ordered to respond to pltf's mot. to compel w/in 10 days. (AEB-J)k cps mld	
2-1		Case called for disposition for failure of parties to file PTO, before Mag. Rizley upon order of the Court. Parties rep. & report they are working on PTO. PTO to be filed by 2-8-78. Hrg. concluded. (RSR-Mag) b	
2-15	MO	IT IS ORDERED that this case is referred to U. S. Magistrate Robert Rizley for consideration of pltf's mot. for order compelling discovery and for pre-trial, pursuant to Order M-128 and T. 28 U.S.C. §636 et seq. (AEB-J)k cps mld	
2-21	36.	Pltf's appl. for leave to take video-tape deposition, filed.k	
2-21	MO	Deft. is ordered to respond w/in 10 days to pltf's appl. for leave to take video-tape deposition. (AEB-J)k cps mld	
2-23	MO	Case set for hrg. before Mag. on pltf's mot. for order compelling discovery on 3-6-78 at 1:30 p.m. (RSR-Mag)k ntc by KT	
3-2	MO	Pltf's appl. for leave to take video-tape deposition to be heard by the Mag. at hrg. set for 3-6-78 at 1:30 p.m. on pltf's mot. for order compelling discovery. (RSR-Mag)k ntc by phone by KT	
3-6	MO	By agreement of the parties, hrg. before the Mag. on pltf's mot. to compel set at 1:30 p.m. is stricken, to be reset on 3-20-78. (RSR-Mag)k ntc by KT	
3-9	MO:	Case set for hearing before Mag. Rizley on Pltf's motion for order compelling discovery & Pltf's application for leave to take video-tape depositions on 3-20-78, at 3:00 P.M. (RSR-Mag) b nts by KT	
3-21	37	Pre-trial Order, filed. (AEB-J)k cps mld	
3-20		Case called for hearing before Mag. Rizley on Pltf's motion for order compelling discovery & on applic. for leave to take video=tape depositions. Parties present. Mag. recommends motion for order compelling discovery be sustained & applic. for leave to take video-type depos. is moot. Deft. to answer interrogatories w/in 2 weeks from 3-20-78. (RSR-Mag) b	
4-5	38	Deft. ans. to supplemental interrog, fld. ho	
4-14	39	Pltf. interrog. to Deft., fld. ho	
5-4	40	Pltf. mot. for sanctions & supp. brief, fld. ho	
5-4	MO	It is ordered that the Deft. is granted 10 days to file a responsive brief to Pltf. mot. for sanctions. (AEB-J)ho c/m	
5-15	41	Deft's response to pltf's mot. for sanctions & supporting brief, fld.k	
5-18	42	Deft. ans. to interrog. dated 4-12-78, fld. ho	
5-19	MO	Case set for hrg. before the Mag. on pltf's mot. for sanctions on 6-5-78 at 9:30 a.m. (RSR-Mag)k ntc by KT	
5-25	43	Deft's suppl. ans. to pltf's suppl. interrogs., filed.k	
6-5	Min	No appearances made at Mag. hrg. Pltf.'s mot. for sanctions is withdrawn. (RSR-Mag)k	
6-6	44	Pltf's mot. to strike interroq. answers & to compel proper answers & brief, fld. ho	
6-6	MO	It is ordered that the Deft. is granted 10 days to file a responsive brief to Pltf. mot. to strike interrog. ans. & compel proper ans. to be made (AEB-J)ho c/m	

## CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1978			
6-15	--	Depo. of Edwin L. Colling taken of behalf of the Pltff. on 6-1-78 before Evelyn E. Rutherford, CSR w/fees of \$90.00 pd. by Pltff. fld. ho	
6-22	MO:	Case set before Mag. Rizley on Pltff's motion for Ord. compelling discovery & motion to strike interrog., answer & compel proper answers to be made, on 7-5-78, 9:30 A.M. (RSR-Mag) b nts by KT	
7-5		Hearing on pltff's motion, etc., is passed by agreement of the parties. (RSR-Mag) b	
8-17	MO	Case set for hrg. before the Mag. on pltff's mot. to strike interrog. answers and to compel proper answers to be made on 9-5-78 at 3:30 p.m. (RSR-Mag)k ntc by KT	
9-5	Min.	Case called for hearing pltff's motion to strike interrog. & compel proper answers to be made. Parties present. Pltff's motion w/drawn as to interrogatories 1 thru 5. Sustained as to Interrog. No. 6. Mag. to prepare order. (RSR-Mag) b	
9-13	45.	Order, filed, that pltff's interrog. #6 be fully answered by deft. Mag. finds that deft. has complied w/ Court's ruling of 3-20-78 except for said interros. #6. (RSR-Mag)k cps mld	
9-15	MO:	Case is set for jury trial on 10-10-78, at 9:30 A.M. (AEB-J)b nts cert w/affid.	
9-20	46	Deft's supplemental answer to interros. dated 4-12-78, filed.k	
9-21	47	Deft. appl. to strike from Jury docket, fld. ho 0 to J.	
9-26	48	Order, filed, striking case from 10-10-78 jury trial docket set for 9:30 a.m. Case to be reset on November docket. (AEB-J)k cps mld to movant	
10-16	MO:	Case is set for jury trial on 11-13-78, at 10:00 AM. (AEB-J)b nts cert w/affid	
11-8	MO	Upon agreement of counsel, It is ordered that this case is stricken from the jury docket set for 11-13-78, to be reset on the next jury docket. (AEB-J)ho ntc. by phone.	
12-4	MO;	Case set for jury trial on 1-8-79, 9:30 A.M. (AEB-J)B nts cert w/affid	
12-14	49	Joint appl. for continuance, fld. ho 0 to J.	
12-18	50	Order, fld. It is ordered that the above styled case is stricken from the jury docket scheduled for 1-8-79. It is further ordered that the parties complete discovery w/in 45 days & file their agreed PTO 15 days thereafter. (AEB-J)ho c/m	
1979			
2-5	51	Deft's appl. to supplement pre-trial order, filed.k 0 to J	
2-8	52	Order, filed, supplementing pre-trial order w/ addition of 2 deft. witnesses. (AEB-J)k cps to movant	
2-14		Depositions of Betty J. Albers and Donald H. Albers on behalf of pltff., filed. (rec'd unmarked)g	
3-7		Deposition of William H. Haggard on behalf of deft., filed. (\$192.)g	
3-16	MO	Case transferred to Judge H. Dale Cook. (JCS-Clk)k	
4-9	MO	CASE SET FOR PT HRG. 4-30-79 at 12:00 NOON; disc. to be completed by 4-20-79; PT memo or order due 4-23-79. (HDC-J)k cps mld	
4-30	MO:	Case stricken from PT hrg. this date, to be reset. (HDC-J)hm	

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE <u>6</u> OF <u>3</u> PAGES
DATE 1979	NR.	PROCEEDINGS	
6-6-	MO:	PT HRG set 6-15-79, 12:00 P.M.; disc to be completed by 6-13-79; PT memo or order due 6-14-79.(HDC-J)b nts mld	
6-15	MO:	PRE-TRIAL HEARING. Statements made. PTO heretofore filed. Parties announce all disc. is complete & are ready for trial. Pltf. di- rected to file brief within 10 days; deft. to respond 10 days thereafter. Case to be set for jury trial. (ETT: 3 days)(HDC-J)hm	
7-3	MO:	J/T set 7-23-79, 9:30 A.M. Trial briefs, req. instruct. & voir dire due 7-13-79.(HDC-J)h nts mld	
7-9	MO:	J/T passed from 7-23-79, to <u>7-24-79, at 9:30 A.M.</u> (HDC-J)b nts by phone	
7-17	53	REQ. INSTRUCTIONS of deft.ra	
7-17	54	REQ. VOIR DIRE of deft.ra	
7-18	55.	PLTF'S BRIEF on destruction of evidence. hm	
7-18	56.	PLTF'S REQUEST for continuance (from J/T setting of 7-24). hm	
7-20	MO:	UPON APPLIC. of pltf. for continuance of J/T 7-24 & upon being ad- vised that deft. does not object, the Court sustains the re- quest for continuance & the J/T set 7-24 is stricken, to be re- set at a date after Sept. 20. (HDC-J)hm (parties notified)	
9-5	MO:	JURY TRIAL set 10-22-79, 9:30 A.M. before Judge Clarence A. Brimmer. Trial briefs, req. voir dire & req. instr. due 10-12-79.(HDC-J)b nts mld	
9-5-79	MO:	CASE TRANSFERRED to Judge Clarence A. Brimmer(HDC-J)b	
10/3	-	File mailed to Judge Brimmer. v	
10-4	57	NOTICE to take deposition of Robert Barnes on behalf of deft. on 10-9-79. b	
10-16	---	DEPOSITION of <u>Robert T. Barnes</u> , by deft, Hostetler & Associates, reporters; \$257.00.k	
10-29	58	BILL OF COSTS. Hearing set for Thursday, 11-1-79, at 10:00 A.M.jc	
10/22	59.	Memorandum re evidence of taped recordings, fld. by Deft. v	
10/22	60.	Pltf.'s requested instructions. v	
10/22		JURY TRIAL HELD 10/22, 23 & 24/79. Deft.'s mot. for dismissal is denied. <u>JURY RETURNS WITH VERDICT FOR PLAINTIFF</u> . Mr. Martin to prepare formal judgment. (Clarence A. Brimmer, Judge)(Glenn Dorrough, Reporter)v (Exhibits in Exhibit Room)	
10/24	61.	<u>VERDICT</u> AND SPECIAL INTERROGS., filed in Open Court. v	
10/26	62.	JUDGMENT, filed and entered. Ordered that Pltf. have judgment against Deft. in sum of \$34,448.28 w/interest at rate of <u>12% per</u> annum from 10/24/79 until paid, and taxable costs. (CAB-J)v c/m	

DC 111A  
(Rev. 1/75)

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE 1979	NR.	PROCEEDINGS	
11-2	63	MOTION for Judgment Notwithstanding the Verdict and in the alt., Mtn. for New Trial.jc <i>was being reviewed, 11/5</i>	
11-2	---	COSTS, taxed by Clerk, in amt of \$1,376.28 in favor of pltf and against deft Trans World Airlines.(JCS-CC)ra ENTERED.	
11-5	64	BRIEF in support of deft.'s motion/judg. NOV & altern. mot/new trial. cs	
11-5	MO	PLTF. is ordered to file a resp. brf. by 11-19-79 to deft. mot/judg. NOV & altern. mot/new trial. (HDC-J)cs cps/mld.	
11-8	65	MOTION for review of taxation of costs by deft.cs	
11-8	66	BRIEF in support of mot.to review costs of taxation.cs	
11-8	MO	PLNTF. to file a responsive brief on or before 11-21-79 to defts mot. to review taxation of costs. (JCS-clk) cs cps/mld.	
11/14	67.	RESPONSE of Pltf., to Motion for New Trial. v	
11/15	Ltr	To Judge from Clerk that matter of Mot. for New Trial is ready for ruling. v	
11/26	68.	ORDER DENYING Motion for New Trial filed by Deft. (Clarence A. Brimmer-Judge)v -cps mld.	
12/13	69.	RESPONSE to mot. for review of taxation of costs, fld. by Pltf., w/LEAVE OF COURT for late filing. (CAB-J)v	
12/13	70.	ORDER APPROVING CLERK'S TAXATION OF COSTS. (CAB-J)v c/m	
12/26	71.	RELEASE & SATISFACTION of judgment. g	
3-12-80		Exhibits & depositions returned to counsel. g	

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	